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24

25 **UNITED STATES DISTRICT COURT**
26 **CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION**

27 CHARMINE CHUA, TORIE
28 RIVERA, LYDIA HICKS, and KYLE
TODD, individually and on behalf of a
class of similarly situated persons, and
the NATIONAL LAWYERS GUILD,
PLAINTIFFS,

vs.
CITY OF LOS ANGELES, a
municipal entity, CHIEF CHARLIE
BECK, COMMANDER ANDREW
SMITH, CAPT. JEFF BERT, and
DOES 1-10 inclusive,
DEFENDANTS.

Case No.: 16-cv-00237-JAK-GJS

[PROPOSED] ORDER RE:

**EX PARTE APPLICATION TO
EXTEND THE TIME TO FILE
THE MOTION FOR CLASS
CERTIFICATION**

Date: None
Time: None
Ct: Hon. John Kronstadt

Action filed January 12, 2016

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1 Plaintiffs hereby file this Ex Parte Application for an order permitting them
2 to file their Motion for Class Certification one week past the current due date.

3 Pursuant to Local Rule 23, Plaintiffs are required to file their motion within
4
5 90 days of the service of the Complaint. In this case, the Complaint was served on
6 the Defendants, other than the additional defendant named in the Amended
7
8 Complaint, on April 8, 2016. Plaintiffs' motion for class certification is currently
9 due on July 7, 2016.

10
11 Plaintiffs are requesting that the Court issue an order permitting them to file
12 their motion for class certification no later than July 14, 2016.

13 The City defendants are aware that Plaintiffs are filing this request with the
14
15 Court and have advised Plaintiffs that they do not oppose the request.

16 The Defendants are represented by Deputy City Attorneys Craig Miller and
17
18 Ben Chapman, whose telephone number is 213 978 7556.

19
20
21 Dated: July 1, 2016

Respectfully submitted,

22 Kaye, McLane, Bednarski & Litt, LLP
23 Law Office of Carol A. Sobel
24 Schonbrun, Seplow, Harris & Hoffman
25 Law Office of Colleen Flynn
Law Office of Matthew Strugar

26 /s/ Carol A. Sobel

27 By: CAROL A. SOBEL
28 Attorneys for Plaintiffs

DECLARATION OF CAROL A. SOBEL

I, CAROL A. SOBEL, declare:

1. I am an attorney admitted to practice before the Supreme Court of California and the United States District Court for the Central District of California. I am an attorney for Plaintiffs in this action.
2. Along with Barry Litt and Paul Hoffman, I am co-lead counsel for the plaintiffs. I have personal knowledge of the facts set forth below and, if called to testify to those facts, could and would do so competently.
3. On June 30, 2016, I engaged in a telephonic “meet-and-confer” with Deputy City Attorneys Craig Miller and Ben Chapman concerning Plaintiffs’ intention to file a motion for class certification. During the course of that discussion, I asked the Deputy City Attorneys if they would agree to a one-week extension for Plaintiffs to file their motion. Subsequently, Mr. Miller sent me an email advising me that the City would not oppose the request for an additional week to file the motion for class certification.
4. The additional time is requested for several reasons. I have unexpectedly had several medical appointments and have additional ones scheduled that have limited my time to work on this motion in the past week or two. In addition, Mr. Litt was on a pre-planned family vacation and Mr. Hoffman is dealing with a serious medical situation in his family. Thus, they are both unavailable to pick up my responsibilities for this motion.

1 5. With one week additional time, Plaintiffs will be able to complete their
2 motion and file it with the Court.

3 I declare under penalty of perjury that the foregoing is true and correct.

4 Executed this 1st day of July, 2016 at Santa Monica, California.
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